



19-20-04

1746

EXPRESS MAIL NO. EV529821289US

**TRANSMITTAL  
FORM**(To be used for all correspondence  
after initial filing)

Application Number	09/916,239
Filing Date	July 25, 2001
First Named Inventor	David S. Manery
Art Unit	1746
Examiner Name	Jonathan Crepeau
Attorney Docket No.	130109.421

**ENCLOSURES (check all that apply)**

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form                                      | <input type="checkbox"/> Drawing(s)  | <input type="checkbox"/> After Allowance<br>Communication to TC   |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Request for Corrected Filing<br>Receipt                               | <input type="checkbox"/> Appeal Communication to<br>Board of Appeals and<br>Interferences               |
| <input checked="" type="checkbox"/> Amendment/Response                             | <input type="checkbox"/> Licensing-related Papers  | <input type="checkbox"/> Appeal Communication to<br>TC ( <i>Appeal Notice, Brief,<br/>Reply Brief</i> ) |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition  | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                                 | <input type="checkbox"/> Petition to Convert to a<br>Provisional Application                   | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                                 | <input type="checkbox"/> Power of Attorney,<br>Revocation, Change of<br>Correspondence Address | <input checked="" type="checkbox"/> Return Receipt Postcard   |
| <input type="checkbox"/> Express Abandonment<br>Request                            | <input type="checkbox"/> Declaration   | <input type="checkbox"/> Other Enclosure(s) ( <i>please<br/>identify below</i> ):                       |
| <input type="checkbox"/> Information Disclosure<br>Statement; Form PTO-1449        | <input type="checkbox"/> Statement under 37 CFR<br>3.73(b)                                     | _____   |
| <input type="checkbox"/> Cited References  | <input type="checkbox"/> Terminal Disclaimer   | _____   |
| <input type="checkbox"/> Certified Copy of Priority<br>Document(s)                 | <input type="checkbox"/> Request for Refund  | _____   |
| <input type="checkbox"/> Response to Missing Parts<br>under 37 C.F.R. 1.52 or 1.53 | <input type="checkbox"/> CD, Number<br>of CD(s) _____  | _____   |
| <input type="checkbox"/> Response to Missing<br>Parts/Incomplete Application       | <input type="checkbox"/> Landscape Table on CD   | _____   |

Remarks**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Seed Intellectual Property Law Group PLLC	Customer Number	00500
Signature			
Printed Name	Frank Abramonte		
Date	December 16, 2004	Reg. No.	38,066

**CERTIFICATE OF TRANSMISSION/MAILING**

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : David S. Manery  
Application No. : 09/916,239  
Filed : July 25, 2001  
For : FUEL CELL SYSTEM AUTOMATIC POWER SWITCHING  
METHOD AND APPARATUS

Examiner : Jonathan Crepeau  
Art Unit : 1746  
Docket No. : 130109.421  
Date : December 16, 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Commissioner for Patents:

In response to the Office Action dated September 17, 2004, please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.